

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Endowments Department – Allegation of acquisition of Disproportionate Assets against Sri G.V.Narasimha Murthy, formerly Regional Joint Commissioner & Executive Officer (now retired), Sri Raja Rajeswara Swamy Devasthanam, Vemulawada, Karimnagar District – Case entrusted to Tribunal for Disciplinary Proceedings after retirement – Charge sheet filed before the Anti-Corruption Bureau Court, Visakhapatnam - C.C.No.3/09 quashed by the Hon'ble High Court – Further action dropped – Orders – Issued.

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REVENUE (VIGILANCE-IV) DEPARTMENT

G.O.Ms.No. 294

Date: 05.05.2012.
Read the following:-

- 1) From the D.G., A.C.B., Hyderabad, Lr.Rc.No.172/RCA-VVZ/2000-S12, dt.4.1.2001 & 28.2.2005.
- 2) Government Memo No.16205/Vig.IV(1)/2001-4, dt.01.04.2009.
- 3) From the D.G., A.C.B., Hyderabad, Lr.Rc.No.172/RCA-VVZ/2000, dt.02.05.2009.
- 4) From the Hon'ble H.C. of A.P., Hyderabad, orders, dt.13.05.09 & 09.07.2009, Crl.Ptn.No.3289/2009.
- 5) From the D.G., A.C.B., Hyderabad, Lr.Rc.No.172/RCA-VVZ/2000, dt.01.08.2009.
- 6) G.O.Rt.No.1394, Revenue (Vig.IV) Department, dt.25.09.2010.
- 7) From the Hon'ble High Court orders dt.21.03.2011 in Criminal Petition No.3289/2009.
- 8) From the D.G., A.C.B., Hyderabad, letter No.172/RCA-VVZ/2000, dt.15.06.2011.

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ORDER:

In the letters 1st read above, the Director General, Anti-Corruption Bureau, Hyderabad has informed the Government that Sri G.V.Narasimha Murthy, formerly Regional Joint Commissioner & Executive Officer (now retired), Sri Raja Rajeswara Swamy Devasthanam, Vemulawada, Karimnagar District has acquired disproportionate assets to the known sources of income. He has therefore, recommended that the Accused Officer be prosecuted in a Court of Law under section 13(2) read with 13(1)(e) of Prevention of Corruption Act, 1988.

2. The Government, after a detailed examination of the matter, have entrusted the case to the Tribunal for Disciplinary Proceedings for a detailed enquiry into the allegations against Sri G.V. Narasimha Murthy, Regional Joint Commissioner & Executive Officer (now retired) in the reference 2nd read above.

3. In the letter 5th read above, the Director General, Anti-Corruption Bureau has informed that as no orders of the Government were received on the final report till 01.04.2009 and the Accused Officer had retired from service on 30.04.2008 on attaining the age of superannuation, he filed charge sheet against him under Section 19 of the Prevention of Corruption Act 1988, on 31.03.2009 vide C.C.No.03/2009. He has further stated that, since the Bureau had already filed charge sheet in the Special Court and the same cannot be referred to the Tribunal for Disciplinary Proceedings, as ordered in the Memo 2nd read above, the Accused Officer cannot be proceeded with at two different legal fora on the same charge. He has, therefore, requested the Government to reconsider the decision and permit prosecution of the Accused Officer in a court of law.

(P.T.O.)

4. Government, after careful examination have ordered in the reference 6th read above to continue the Disciplinary Proceedings initiated by the Government in the reference 2nd read above, against Sri G.V.Narasimha Murthy, formerly Regional Joint Commissioner & Executive Officer (now retired), Sri Raja Rajeswara Swamy Devasthanam, Vemulawada, Karimnagar District before the Tribunal for Disciplinary Proceedings, Hyderabad. The Director General, Anti-Corruption Bureau was directed to withdraw the prosecution already filed before the Anti-Corruption Bureau Court, Visakhapatnam in C.C.No.03/2009 against the Accused Officer.

5. In the reference 7th read above, the Hon'ble High Court while allowing the Criminal Petition No.3289/2009 filed by Sri G.V. Narasimha Murthy, Regional Joint Commissioner & Executive Officer (now retired) quashed the proceedings pending against the petitioner in C.C.No.03/2009 on the file of III-Additional District & Sessions Judge-cum-Special Judge for Anti-Corruption Bureau Cases, Visakhapatnam registered for the offences punishable under sections 13(2) read with 13(1)(c) of the Prevention of Corruption Act, 1988. In the reference 8th read above the Director General, Anti-Corruption Bureau requested the Government to permit the Bureau to file S.L.P. against the orders to Hon'ble High Court.

6. The Government have examined the entire matter keeping in view the orders of Hon'ble High Court quashing the C.C.No.03/2009 and also the fact that the Tribunal for Disciplinary Proceedings has no jurisdiction over the retired employees have decided to drop further action against Sri G.V.Narasimha Murthy, formerly Regional Joint Commissioner & Executive Officer (now retired), Sri Raja Rajeswara Swamy Devasthanam, Vemulawada, Karimnagar District on the allegations of acquisition of Disproportionate Assets.

7. Accordingly, the Government hereby drop all further proceedings on the allegation of acquisition of Disproportionate Assets against Sri G.V.Narasimha Murthy, formerly Regional Joint Commissioner & Executive Officer (now retired), Sri Raja Rajeswara Swamy Devasthanam, Vemulawada, Karimnagar District.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHITRA RAMCHANDRAN
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary, Tribunal for Disciplinary Proceedings, Hyderabad

The Individual **through** the Commissioner, Endowments Department, Hyderabad.

The Commissioner, Endowments Department, Hyderabad.

Copy to:

The Secretary to Vigilance Commissioner,

A.P.Vigilance Commission, Hyderabad.

The O.S.D. to Minister (Endowments).

The P.S. to Principal Secretary (Endowments).

S.c./ S.f.

// FORWARDED :: BY ORDER //

SECTION OFFICER